

The Honorable Richard A. Jones

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

THERESE M. BACKOWSKI, individually
and on behalf of all others similarly situated,

Plaintiff,

v.

PEOPLECONNECT, INC., and INTELIIUS
LLC,

Defendants.

Case No. 2:21-cv-00115-RAJ

DEFENDANTS' SECOND NOTICE OF
SUPPLEMENTAL AUTHORITY IN
SUPPORT OF THEIR MOTION TO
DISMISS COMPLAINT

NOTE ON MOTION CALENDAR:
JUNE 11, 2021

* * *

Local Civil Rule 7(n) allows a party to bring to the Court's attention relevant authority issued after the date of the party's last brief. The defendants' last brief in support of their motion to dismiss was filed with this Court on June 7, 2021. ECF No. 18. On June 22, 2021, the U.S. Court of Appeals for the Ninth Circuit issued a decision in *Gonzalez, et al. v. Google LLC*, Case No. 18-16700. A copy of that relevant authority, in which the Ninth Circuit ruled that Section 230 of the Communications Decency Act immunized Google as to all claims except for one premised on allegations that Google shared ad revenue with a terrorist organization, is attached hereto as Exhibit A.

Local Rule 7(n) instructs parties not to submit argument with the notice of supplemental authority. If this Court requests further argument regarding the decision in *Gonzalez*, however, the defendants will happily supplement their briefing to address this new relevant authority.

Dated this 25th day of June, 2021.

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DATED this 25th day of June, 2021.

/s/ Brent Caslin